

RECEIVED  
CENTRAL FAX CENTER

DEC 13 2005

**McDermott  
Will & Emery**

#093

Boston Brussels Chicago Düsseldorf London Los Angeles Miami Munich  
New York Orange County Rome San Diego Silicon Valley Washington, D C**FACSIMILE****Date:** December 13, 2005**Time Sent:**

<b>To:</b>	<b>Company:</b>	<b>Facsimile No:</b>	<b>Telephone No:</b>
Central Fax Number	USPTO	(571) 273-8300	
<b>From:</b>	Marc E. Brown	<b>Direct Phone:</b>	310.788.1569
<b>E-Mail:</b>	meb@mwe.com	<b>Direct Fax:</b>	310.277.4730
<b>Sent By:</b>	Jessica Brown	<b>Direct Phone:</b>	(310) 284-6173
<b>Client/Matter/Tkpr:</b>	64693-87-6806	<b>Original to Follow by Mail:</b>	No
		<b>Number of Pages, Including Cover:</b>	2

**Re:** U.S. Patent Application Serial No. 10/758,366**Message:**

Please see Status Inquiry, herewith.

The information contained in this facsimile message is legally privileged and confidential information intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution, or copy of this facsimile is strictly prohibited. If you have received this facsimile in error, please notify us immediately by telephone and return the original message to us at the below address by mail. Thank you.

IF YOU DO NOT RECEIVE ALL OF THE PAGES, PLEASE CALL JESSICA BROWN AT (310) 284-6173 AS SOON AS POSSIBLE.

Main Facsimile: 310 277.4730 Facsimile Operator: 310.788 4170

U.S. practice conducted through McDermott Will & Emery LLP.  
2049 Century Park East 34th Floor Los Angeles, California 90067-3208 Telephone: 310.277.4110

LAS99 1432017-1 064693.0087

PAGE 1/2 \* RCVD AT 12/13/2005 7:21:59 PM (Eastern Standard Time) \* SVR:USPTO-EFXXRF-6/24 \* DNIS:2738300 \* CSID: \* DURATION (mm-ss):01-04

DEC 13 2005

Docket No.: 064693-0087

**PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of : Customer Number: 33401  
: :  
GORDON, DAVID C. : Confirmation Number: 5297  
: :  
Application No.: 10/758,366 : Group Art Unit: 1614  
: :  
Filed: January 15, 2004 : Examiner: Unknown  
: :  
For: METHOD AND APPARATUS TO TREAT SNORING USING INJECTABLE  
NEUROMUSCULAR STIMULATORS

**CERTIFICATE OF FACSIMILE TRANSMISSION**

I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office on Dec 13 2005.

Jessica Brown

**STATUS INQUIRY**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The above-referenced application was filed on January 15, 2004. Since nearly two years have elapsed since that date, and no action has yet been received by attorney for applicant, Applicants respectfully request that the undersigned attorney be informed of the status of the referenced application.

Respectfully submitted,

McDERMOTT WILL &amp; EMERY LLP

*Charles Rosenberg*  
Charles Rosenberg, Reg. No. 31,464  
Marc E. Brown, Registration No. 28,590

2049 Century Park East, 34th Floor  
Los Angeles, CA 90067  
Phone: (310) 277-4110  
Facsimile: (310) 277-4730  
Date: December 13, 2005

Please recognize our Customer No. 33401  
as our correspondence address.